

11-30-05

RCE/2167
ZFW



REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	10/004,988
Filing Date	December 3, 2001
First Named Inventor	Charles H. Culp
Art Unit	2167
Examiner Name	Kuen S. Li
Attorney Docket Number	017575.0490

This is a Request for Continued Examination (RCE) under 37 C.F.R. 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. Submission required under 37 C.F.R. § 1.114

- a. ☒ Previously submitted
- i. ☒ Consider the amendment(s)/reply under 37 C.F.R. 1.116 previously filed on October 4, 2005
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☐ Other _____
- b. ☐ Enclosed
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other _____

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. 1.117(i) required)
- b. ☐ Other _____

3. Fees

The RCE fee under 37 C.F.R. 1.17(e) is required by 37 C.F.R. 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 02-0384
- i. ☒ RCE fee required under 37 C.F.R. 1.17(e) 12/01/2005 RMEBRAHT 00000057 10004988
- ii. ☐ Extension of time fee (37 C.F.R. 1.136 and 1.17) 01 FC:2801 395.00 OP
- iii. ☐ Other _____
- b. ☒ Check in the amount of \$ \$395.00 enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print / Type)	Bradley P. Williams	Registration No. (Attorney/Agent)	40,227
Signature		Date	November 28, 2005

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail No. EV 733639722 US in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office shown below.

Name (Print / Type)	Willie Jiles	Date	November 28, 2005
Signature			

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Assistant Commissioner for Patents, Box RCE, Washington, DC 20231.

DAL01:882023.1



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Application of: Charles H. Culp, et al.
Serial No.: 10/004,988
Filed: December 3, 2001
Art Unit: 2167
Examiner: Kuen S. Li
Confirmation No.: 9235
Title: SYSTEM AND METHOD FOR REMOTE MONITORING AND
CONTROLLING OF FACILITY ENERGY CONSUMPTION

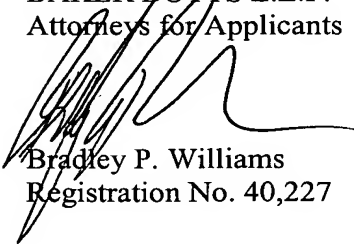
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

TRANSMITTAL OF REQUEST FOR CONTINUED EXAMINATION

As a supplement to the Petition to Revive filed on October 4, 2005, a Request for Continued Examination is transmitted herewith for filing in the above-identified patent application in connection with the Response Pursuant to 37 C.F.R. § 1.116 filed October 4, 2005.

Respectfully submitted,
BAKER BOTTS L.L.P.
Attorneys for Applicants


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